

OFFICE OF THE COMMISSIONER FOR PATENTS
Mo-6976-3 11 9 26
FINANCE SECTION

PATENT APPLICATION
Mo-6976
LeA 33,714

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION OF)	
)	GROUP NO.: 1714
MICHAEL ZOBEL ET AL)	
)	EXAMINER: K. A. SANDERS
SERIAL NUMBER: 10/069,745)	
)	RESPONSE TO PAPER # 1
FILED: FEBRUARY 27, 2002)	
)	
TITLE: FLAME-RESISTANT)	
POLYCARBONATE ABS MOLDING)	
MATERIALS)	

RESPONSE

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sirs:

The Office Action dated September 4, 2003 issued in the subject patent application has been received and reviewed and the following is in response thereto. Reconsideration of the Application in light of the remarks below is requested.

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TC 1700

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an enveloped addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 12/4/03

Date

Aron Preis, Reg. No. 29,426

Name of applicant, assignee or Registered Representative

Signature

December 4, 2003

Date

REMARKS

Pending in the Application are Claims 1-3, 8 and 16-26.

The Claims stand rejected under section 35 U.S.C. 102(e) as anticipated by Zobel et al (U.S. Patent 6,528,561).

Section (e) of the statute refers in (1) to "an application for patent by another" and in (2) to "a patent granted on an application for patent by another" (emphases added).

U.S. Patent 6,528,561 names Michael Zobel, Thomas Eckel, Torsten Derr and Dieter Wittmann, as inventors. Since the present application names the same inventive entity, the '561 document is not available prior art under section 102(e) and the rejection thereunder is untenable. The withdrawal of the rejection is respectfully requested.

Believing the above represent a complete response to the Office Action and that the application is in condition for allowance, Applicants request the earliest issuance of an indication to this effect.

Respectfully submitted,

By



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